

# United States District Court

EASTERN DISTRICT OF WISCONSIN

## JUDGMENT IN A CIVIL CASE

RYAN CLANCY,

Plaintiff,

V.

CASE NUMBER: 05-C-580

OFFICE OF FOREIGN ASSETS CONTROL OF THE UNITED STATES  
DEPARTMENT OF THE TREASURY,

HENRY M. PAULSON, Secretary of the United States Department of the  
Treasury, in his official capacity,

ADAM J. SZUBIN, Director of the Office of Foreign Assets Control, in his  
official capacity, and

ALBERTO R. GONZALES, Attorney General of the United States  
Department of Justice, in his official capacity,

Defendants.

- ☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- ☒ **Decision by Court.** This action came on for consideration and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the defendants' motion for summary judgment on each of plaintiff's eight causes of action is hereby GRANTED.

**First cause of action:** The Office of Foreign Assets Control of the United States Department of the Treasury ("OFAC") deprived plaintiff of property without due process of law in violation of the Fifth Amendment;

**Second cause of action: The Regulations violate plaintiff's right not to incriminate himself in violation of the Fifth Amendment;**

**Third cause of action: The Regulations violate the Administrative Procedures Act;**

**Fourth cause of action: The Regulations violate plaintiff's Fifth Amendment right to travel abroad;**

**Fifth cause of action: The Regulations violate plaintiff's First Amendment right to freedom of speech;**

**Sixth cause of action: The Regulations violate plaintiff's right to travel to foreign countries and his freedom of movement protected by Article 12 of the International Covenant on Civil and Political Rights and customary international law;**

**Seventh cause of action: The OFAC's finding that plaintiff violated Section 757.205 of the Regulations must be reversed;**

**Eighth cause of action: To the extent the Regulations do not exceed the International Emergency Economic Powers Act ("IEEPA"), that the IEEPA is an unlawful delegation of legislative authority to the executive branch, in violation of the separation of powers doctrine.**

**This action is hereby DISMISSED.**

March 31, 2007  
Date

JON W. SANFILIPPO  
Clerk

s/ Linda M. Zik  
(By) Deputy Clerk